

JUL 15 2005

Application number: 09/628098**Art Unit:** 3624**Applicant:** Khai Hee Kwan**Examiner:** Thu Thao Havan**Title:** Computer System and Method for online display, negotiation and management of loan syndication over computer network.**Amendment A****MARKED VERSION**

- 5 Without conceding the validity of the examiner's argument or the undemonstrated prima facie, and to expedite prosecution of the application, the claims are hereby amended as below and we respectfully seek the examiner's permission to add the following amendments as detailed.

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1. (Currently Amended) A method operative at a server for negotiating and managing loan syndication over a network, comprising the steps of:

receiving a request to originate a loan facility ;

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negotiating over a network from which a loan facility might be agreed with potential lenders; and

adapting at least negotiated terms of loan to be incorporated in said loan facility.

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~~having a database of the committed loan syndication and related loan documents maintained at the server;~~

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~~receiving a loan syndicating request from a loan syndicator wherein request is maintained at the server for a predetermined period of time;~~

~~in response to a request from potential lenders to the server identifying a given loan syndication requirements, identifying a set of requests within that requirements;~~

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~~accepting one or more potential lender's commitment to said syndication request;~~

JUL 15 2005

Application number: 09/628098**Art Unit:** 3624**Applicant:** Khai Hee Kwan**Examiner:** Thu Thao Havan.**Title:** Computer System and Method for online display, negotiation and management of loan syndication over computer network.

in response to the potential lenders accepting a given one of the set of syndication requests posted by the loan syndicator, notifying the loan syndicator and potential lenders confirming a loan syndication commitment in principle by said lenders and further notifying the said lenders when the loan syndicator and final borrower have
5 accepted the said lenders' in principle commitment; and

whereby said potential lenders can post questions and the loan syndicator can response to these questions visible to all over a network.

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2. (Currently Amended) The method as described in claim 1 includes the step to anonymize wherein the identities of the final borrower and potential lenders at their discretion may be anonymous.

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3. (Currently Amended) The method as described in claim 1 includes a feedback routine claim 2 further including the steps of notifying the identities of respective participants in the syndication wherein the final borrower and loan syndicator are provided with the first right access to potential lenders' identities on receiving said acceptance in principle by said lenders and said lenders are only provided with access to final borrower's identity
20 through loan syndicator when their said acceptance in principle have also been accepted by final borrower.

4. (Currently Amended) The method in claim 1 further including the steps: .

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receiving acceptance by final borrower and creating loan facility.

in response to the acceptance by the loan syndicator and final borrower, the potential lenders are provided an opportunity to ratify their commitments by cause to legally authorizing their commitments or to withdraw;

Page 14 of 18

Application number: 09/628098

Art Unit: 3624

Applicant: Khai Hee Kwan

Examiner: Thu Thao Havan.

Title: Computer System and Method for online display, negotiation and management of loan syndication over computer network.

~~in response to ratifying their commitments, lenders to execute their individual loan obligation in accordance to the terms of the loan by causing to transfer funds to the account of the loan syndicator over a network; and~~
~~in response to the said transferred funds, loan syndicator authorizing the disbursement of~~
5 ~~the funds to the final borrower over a network.~~

10 5. (Currently Amended) The method in claim 1 further includes an auction routine for potential lenders to place loan commitment bids ~~satisfying syndicating request.~~

6. (Currently Amended) The method in claim 1 further includes a step for potential lenders to post their lending requirements, wherein electronic loan documents may be cooperatively amended by potential lenders upon authorization by final borrower and loan syndicator.

15 7. (canceled)

20 8. (Currently Amended) The method as described in claim 1 includes a step :
aggregating commitments from more than one potential lender; and

whereby each commitment relates to different portion of said loan
~~wherein the request identifies at least a risk class of the final borrower, borrowing terms,~~
25 ~~legal conditions, loan rate or cost and period of loan.~~

9. (Currently Amended) The method as described in claim 1 includes a step to manage loan facility, wherein the request identifies a desired loan of the nature of a bond instrument, a floating or fixed rate note, a hybrid with detachable equity, a revolving

Application number: 09/628098

Art Unit: 3624

Applicant: Khai Hee Kwan

Examiner: Thu Thao Havan.

Title: Computer System and Method for online display, negotiation and management of loan syndication over computer network.

~~credit instrument, a letter of credit instrument, negotiable certificate of deposit or any instrument that has the nature of a loan instrument with interest payable or discounted as in treasury notes or equity or profit participation in lieu of interest payable.~~

5 10-20. (canceled)

21. (Currently Amended) An apparatus for syndicating a loan, comprising:

a programmed computer, further comprising:

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a memory having at least one region for storing executable program code; and

a processor for executing the program code stored in the memory, wherein the program code, further comprising:

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~~code to receive a loan syndication request from a loan syndicator; and~~

~~code to accept one or more potential lender's commitment to said syndication request.~~

20 code to receive a loan origination request;

code to accept a plurality of potential lenders' commitments.

code to aggregate said commitments; and

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whereby each commitment relates to different portion of said loan.

Application number: 09/628098

Art Unit: 3624

Applicant: Khai Hee Kwan

Examiner: Thu Thao Havan

Title: Computer System and Method for online display, negotiation and management of loan syndication over computer network.

22. (Previously Presented) The apparatus according to claim 21, wherein program code further include codes for an auction routine.
- 5 23. (Currently Amended) The apparatus according to claim 21, wherein program code further include codes implementing a feedback routine, ~~between syndicating members and loan syndicator.~~
- 10 24. (Currently Amended) The apparatus according to claim 21, includes a loan management system, ~~wherein program code further includes codes implementing a co-operative amendment routine for loan documents by syndicating members upon authorization from final borrower and loan syndicator.~~
- 15 25. (Previously Presented) Computer executable software code stored on a computer readable medium, the code for negotiating and managing a loan syndication implementing the method of Claim 1.
26. (NEW) A system for negotiating and managing loan syndication over a network implementing the method of claim 1.
- 20 27. (NEW) A system for negotiating and managing loan syndication over a network implementing the method of claim 2.
28. (NEW) A system for negotiating and managing loan syndication over a network implementing the method of claim 4.
- 25 29. (NEW) A system for negotiating and managing loan syndication over a network implementing the method of claim 5.

Application number: 09/628098

Art Unit: 3624

Applicant: Khai Hee Kwan

Examiner: Thu Thao Havan.

Title: Computer System and Method for online display, negotiation and management of loan syndication over computer network.

30. (NEW) A system for negotiating and managing loan syndication over a network implementing the method of claim 6.

31. (NEW) A system for negotiating and managing loan syndication over a network
5 implementing the method of claim 8.

32. (NEW) A system for negotiating and managing loan syndication over a network implementing the method of claim 9.

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Page 18 of 18